

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

IN RE: NATIONAL PRESCRIPTION  
OPIATE LITIGATION

*This document relates to:*

*All Cases Noted on Attached Appendix A*

MDL No. 2804

Case No. 1:17-md-2804

JUDGE DAN AARON POLSTER

**STIPULATION AND ORDER  
RELEASING AND DISMISSING WITH PREJUDICE CLAIMS  
PURSUANT TO TRIBAL SETTLEMENT AGREEMENT**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel of record for the Tribal Plaintiffs identified in Appendix A (collectively, the “Dismissing Plaintiffs”) and Defendants Allergan Finance, LLC, Allergan Limited, Allergan Sales, LLC, and Allergan USA, Inc. (collectively and together with their Released Entities, the “Settling Defendants”<sup>1</sup>) that, pursuant to the election of each Dismissing Plaintiff to participate in the Allergan Tribal Settlement Agreement, dated December 16, 2022, which is binding on the Dismissing Plaintiffs and the Settling Defendants, and which has an Effective Date of February 24, 2023 (a copy of which is attached as Appendix B), all Claims of each Dismissing Plaintiff against any Settling Defendants, including any entity identified on the attached Appendix C, are hereby voluntarily released and **DISMISSED WITH PREJUDICE**, with each party to bear its own costs.

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<sup>1</sup> All capitalized terms not defined herein shall have the meaning set forth in the Allergan Tribal Settlement Agreement. The Released Entities are each and every entity that is a “Released Entity” as set forth in Section II.DD and Exhibit G of the Allergan Tribal Settlement Agreement, dated as of December 16, 2022, a copy of which is attached as Appendix B. Appendix C, also attached hereto, represents a good faith effort by the Settling Defendants to list all Released Entities that may be individually named in any of the Dismissing Plaintiffs’ complaints. Appendix C is not intended to limit the scope of Released Entities, and to the extent that Dismissing Plaintiffs or Settling Defendants subsequently identify any Released Entity that should have been included on Appendix C, they will inform the Clerk of the Court.

The Court shall retain jurisdiction with respect to the Allergan Tribal Settlement Agreement to the extent provided under that Agreement.

Dated July 11, 2023

Respectfully Submitted,

Agreed as to form and substance:

/s/ Lloyd Miller

Lloyd Miller / Don Simon / Whitney Leonard  
Sonosky, Chambers, Sachse, Miller & Monkman, LLP

/s/ Geoffrey Strommer

Geoffrey Strommer / Caroline Mayhew /  
Edmund Goodman  
Hobbs, Straus, Dean & Walker, LLP

/s/ Tim Purdon

Tara Sutton / Tim Purdon  
Robins Kaplan LLP

/s/ Lynn Sarko

Lynn Sarko  
Keller Rohrbach L.L.P.

/s/ T. Roe Frazer

T. Roe Frazer  
Frazer PLC

/s/ Peter Mougey

Peter Mougey  
Levin Papantonio Rafferty

/s/ Elizabeth J. Cabraser

Elizabeth J. Cabraser / Dan Drachler / Eric B.  
Fastiff  
Lieff Cabraser Heimann & Bernstein LLP

/s/ Steve Skikos

Steve Skikos  
Skikos, Crawford, Skikos & Joseph LLP

**ALLERGAN DEFENDANTS**

*/s/ Rebecca Fitzpatrick*

Rebecca Fitzpatrick, P.C.

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*Counsel for Settling Defendants*

**SO ORDERED:**

Dated: \_\_\_\_\_

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HON. DAN AARON POLSTER  
U.S. DISTRICT JUDGE